

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Nancy Ballance, on February 8, 2017 at 3:00 P.M., in Room 102 Capitol

ROLL CALL

Members Present:

Rep. Nancy Ballance, Chair (R)
Rep. Randy Brodehl, Vice Chair (R)
Rep. Dan Bartel (R)
Rep. Tom Burnett (R)
Rep. Rob Cook (R)
Rep. Mike Cuffe (R)
Rep. Kimberly Dudik (D)
Rep. Janet Ellis (D)
Rep. Carl Glimm (R)
Rep. Kenneth L. Holmlund (R)
Rep. Mike Hopkins (R)
Rep. Jim Keane (D)
Rep. Jon A. Knokey (R)
Rep. Ryan Lynch (D)
Rep. Jimmy Patelis (R)
Rep. Rae Peppers (D)
Rep. Marilyn Ryan (D)
Rep. Brad Tschida (R)
Rep. Tom Woods (D)

Members Excused:

Rep. Kelly McCarthy, Vice Chair (D)
Rep. Bradley Hamlett (D)
Rep. Donald W. Jones (R)

Members Absent: None

Staff Present: Julie Johnson, Legislative Branch
Joe Triem, Legislative Branch
Sherri Row, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 147, 2/6/2017

Executive Action: HB 136; HB 152; HB 209; HB 230; HB 255

HEARING ON HB 147**Opening Statement by Sponsor:**

00:01:44 Rep. Daniel Zolnikov (R), HD 45, opened the hearing on HB 147, Requiring search warrant for gov access to electronic devices.

00:03:39 Rep. Cook

00:04:29 Chair Ballance

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:04:47 Rep. Tschida

Closing by Sponsor:

00:05:01 Rep. Zolnikov

00:05:58 Chair Ballance

00:06:03 Recessed

00:22:08 Reconvened with Vice Chair McCarthy present, Rep. Peppers was excused

EXECUTIVE ACTION ON HB 136

00:22:16 **Motion/Vote:** Rep. Brodehl moved that **HB 136 DO PASS**. Motion failed 10-12 by roll call vote with Rep. Cook, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Hamlett, Rep. D. Jones and Rep. Peppers voted by proxy.

00:24:13 **Motion:** Rep. Brodehl moved that **HB 136 BE TABLED**.

Discussion:

00:24:28 Rep. Cook

00:24:50 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett, Rep. D. Jones and Rep. Peppers voted by proxy.

EXECUTIVE ACTION ON HB 152

00:25:14 **Motion/Vote:** Rep. Brodehl moved that **HB 152 DO PASS**. Motion carried unanimously by roll call vote. Rep. Hamlett, Rep. D. Jones and Rep. Peppers voted by proxy.

EXECUTIVE ACTION ON HB 209

00:26:48 **Motion/Vote:** Rep. Brodehl moved that **HB 209 DO PASS**. Motion carried 19-3 by roll call vote with Rep. Burnett, Rep. Ryan and Rep. Woods voting no. Rep. Hamlett, Rep. D. Jones and Rep. Peppers voted by proxy.

EXECUTIVE ACTION ON HB 230

00:28:22 **Motion:** Rep. Brodehl moved that **HB 230 DO PASS**.

Discussion:

00:28:28 Rep. Lynch

00:29:00 **Substitute Motion/Vote:** Rep. Cook made a substitute motion that **HB 230 BE TABLED**. Substitute Motion carried 21-1 by voice vote with Rep. McCarthy voting no. Rep. Hamlett, Rep. D. Jones and Rep. Peppers voted by proxy.

EXECUTIVE ACTION ON HB 255

00:30:00 **Motion:** Rep. Brodehl moved that **HB 255 DO PASS**.

00:30:03 Rep. Jones joined the meeting

00:30:13 **Motion:** Rep. Tschida moved that **HB 255 BE AMENDED**.

EXHIBIT(aph28a01)**Discussion:**

00:30:48 Rep. Wood
00:31:20 Rep. Tschida
00:31:37 Rep. Wood
00:31:45 Rep. Tschida
00:31:52 Rep. Cook
00:32:28 Chair Ballance
00:32:45 Rep. Tschida
00:32:54 Rep. Cuffe
00:33:17 Rep. Cook
00:33:22 Rep. Cuffe
00:33:29 Rep. Cook
00:33:45 Rep. Ballance

00:33:53 **Vote:** Motion carried 16-6 by roll call vote with Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Hamlett and Rep. Peppers voted by proxy.

00:35:12 **Motion:** Rep. Brodehl moved that **HB 255 DO PASS AS AMENDED**.

Discussion:

00:35:21 Vice Chair McCarthy

00:36:48 **Vote:** Motion carried 13-9 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Hamlett and Rep. Peppers voted by proxy.

Committee Business:

00:38:05 Chair Ballance

00:39:26 Rep. Dudik

00:40:59 Chair Ballance

ADJOURNMENT

Adjournment: 00:41:47

Sherri Row, Secretary

sr

Additional Documents:

EXHIBIT([aph28aad.pdf](#))